

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: January 20, 2016 09:10 AM
To: Dan Baldinger; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Robert.Allan3@forces.gc.ca; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Eric Thompson; Kevin Leblanc; Kimberly Young; Krista VROLYK; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; mike.birkas@vpd.ca; Jag Johal; MarkBraithwaite@wvpd.ca
Subject: From Davtech
Attachments: Pacific Lab

See attached email from Tom at Davtech.

Also reminder, our next meeting is Jan 27th at New West PD.

if you need to call in:

Please let me know if you have anything to add to the agenda.

Paul

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: July 28, 2015 12:04 PM
To: Dan Baldinger; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Eric Thompson; Darrin Conlon; Steve Eassie; Daffydd Hermann; Jef fSchwenneker; Jag Johal; Mark Braithwaite
Subject: updated 6125
Attachments: ED6125vBPASFinal.pdf

When I sent this out about a month ago, some of you had trouble with the date being auto filled to a prior date.

Attached is a clean one for you to use, or you just delete the date and save as to you computer.

Paul

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: December 3, 2015 08:03 PM
To: dbaldinger@abbypd.ca; Nagi, Gorav; andrew.spanos@cn.ca; john.teague@csaanich.ca; paul.brailey@csaanich.ca; jmerryman@deltapolice.ca; jeffrey.eves@forces.gc.ca; Robert.Allan3@forces.gc.ca; Doug.Ferguson@gov.bc.ca; pwiebe@jibc.ca; jcrowston@nwpolice.org; ethompson@oakbaypolice.org; DConlon@portmoodypolice.com; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Kimberly Young; Krista VROLYK; Leisa SHEA; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; seassie@saanichpolice.ca; dfhermann@shaw.ca; ryan.wilson@vicpd.ca; jeff.schwenneker@vpd.ca; mike.birkas@vpd.ca; jagjohal@wvpd.ca; MarkBraithwaite@wvpd.ca
Subject: Supportive comment from Chief Duboard

Two good items. CPKN does have a way of running a report for QTs who did not print out the certificate.

See below for Neil's comment:

Paul, thank you for another great report. I especially liked getting caught up on the roadside drug tester. It is nice to see some progress being made in this direction.

I am always impressed with the amount of work IDAC does. Please pass along my sincere thanks and compliments to the team

S/Sgt Paul Milne
Greater Vancouver IRSU

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: November 3, 2015 01:49 PM
To: Dan Baldinger; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Grant Mackay; Jeffrey Eves; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Kimberly Young; Krista VROLYK; Leisa SHEA; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; mike.birkas@vpd.ca; Jag Johal; MarkBraithwaite@wvpd.ca
Subject: refusal jeopardy
Attachments: Approved Broadcast_2_1.pdf

We discussed this at IDAC, this is the bulletin for RCMP members but it works for all police, please share with your departments/units

Paul

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3



To: All Members "E" Division

From: Criminal Operations Branch

"E" DIVISION BROADCAST

ASD Refusal at Roadside - "Jeopardy for Refusal" Criminal Code Impaired Driving Investigation

Members are reminded that the authority for the Approved Screening Device (ASD) Demand comes from the Criminal Code. Once grounds for an ASD Demand have been satisfied and it is read to the driver, if he/she refuses to or fails to provide a suitable breath sample, they **must** be advised of the "Criminal Code" jeopardy for that refusal.

At this point in time this is a Criminal Code investigation and **must** be investigated as such. Any jeopardy facing the driver as it relates to the Motor Vehicle Act is secondary to the Criminal Code. Once the consequences of refusing or failing to provide a suitable breath sample under the authority of the Criminal Code have been communicated to the driver, the member may then choose to make a discretionary decision and serve an Immediate Roadside Prohibition instead. This decision by the member must be based on what best serves the public's interest.

This Broadcast must not be considered as a replacement or substitute for the Directives.

Norm LIPINSKI
Assistant Commissioner
OIC CROPS - CORE
RCMP, "E" Division

2015CP-0776
October 28th 2015

Nagi, Gorav

From: Ferguson, Doug JAG:EX <Doug.Ferguson@gov.bc.ca>
Sent: January 28, 2016 08:47 AM
To: Paul MILNE; Dan Baldinger; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Robert.Allan3@forces.gc.ca; Phil Wiebe; jcrowston@nwpolice.org; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Eric Thompson; Kevin Leblanc; Kimberly Young; Krista VROLYK; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; mike.birkas@vpd.ca; Jag Johal; MarkBraithwaite@wvpd.ca
Subject: RE: documents to share
Attachments: Street Racing Information and 13 Grounds for CORE Distribution.docx

Folks,

Per our discussion yesterday and further to the info Paul advanced, please note the self-explanatory attachment for your operational awareness.

Doug

D. L. (Douglas) Ferguson, S/Sgt.

Police Liaison - Road Safety Unit
Police Services Division - BC Ministry of Public Safety and Solicitor General
Address: 405-815 Hornby Street, Vancouver, BC, V6Z 2E6
doug.ferguson@gov.bc.ca /
douglas.ferguson@rcmp-grc.gc.ca / RCMP

D. L. (Douglas) Ferguson, S.É.-M.

Liaison de Police - Unité sécurité routière
Division service de police - Ministère de la sécurité publique et du solliciteur général de la C-B
Adresse: 405-815 Hornby Street, Vancouver, BC, V6Z 2E6
doug.ferguson@gov.bc.ca /
douglas.ferguson@rcmp-grc.gc.ca / GRC

From: Paul MILNE [<mailto:Paul.MILNE@rcmp-grc.gc.ca>]
Sent: Wednesday, January 27, 2016 6:38 AM
To: Dan Baldinger; Gorav Nagi; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Robert.Allan3@forces.gc.ca; Ferguson, Doug JAG:EX; Phil Wiebe; jcrowston@nwpolice.org; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Eric Thompson; Kevin Leblanc; Kimberly Young; Krista VROLYK; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; mike.birkas@vpd.ca; Jag Johal; MarkBraithwaite@wvpd.ca
Subject: documents to share

Please find attached two documents to share with your members/departments, I will discuss them at today's meeting.

Staff Sergeant Paul Milne
Unit Commander
LMD IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Street Racing Information

- PEP Hotline: 1-888-952-5515
- Street Racing Info: <http://www.pssg.gov.bc.ca/osmv/road-safety/racing.htm>

13 Grounds for Review

The following is available to the public online and provides information on the 13 grounds for review:
Application Guide - Review of an Immediate Roadside Driving Prohibition

If you have been issued an Immediate Roadside Prohibition and you feel the prohibition was issued in error, you may apply for a review hearing. The following is a list of the possible grounds for review. You may apply for a

review if one or more of the following grounds apply:

- You were not the driver or in care or control of a motor vehicle;
- You were not advised of your right to a second test on an approved screening device (ASD);
- You requested a second test, but the officer did not perform the test;
- Your second test was not performed on a different ASD;
- The prohibition was not served on the basis of the lower ASD test result;
- The result of the ASD test was not reliable;
- The ASD, which formed the basis for the prohibition, did not register a WARN reading;
- The ASD registered a WARN, but your blood alcohol content was less than 0.05 (50 milligrams of alcohol in 100 millilitres of blood);
- The ASD, which formed the basis for the prohibition, did not register a FAIL reading;
- The ASD registered a FAIL, but your blood alcohol content was less than 0.08 (80 milligrams of alcohol in 100 millilitres of blood);
- Your 7 or 30 day prohibition should be reduced because you did not have any previous IRP(s); or
- You did not refuse or fail to comply with a demand to provide a breath sample
- Or, you had a reasonable excuse for refusing or failing to comply with a demand.

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: December 2, 2015 01:49 PM
To: Dan Baldinger; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Robert.Allan3@forces.gc.ca; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Kimberly Young; Krista VROLYK; Leisa SHEA; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; mike.birkas@vpd.ca; Jag Johal; MarkBraithwaite@wvpd.ca
Subject: forwarded on behalf of Doug Ferguson

After November 1, 2015, our Stakeholder Relations team will serve as the primary contact for RoadSafetyBC's ongoing police liaison services. Judy D'Gal, our Director of the Stakeholder Relations team, will be the lead police liaison representative on major road safety changes and initiatives. Judy will also be responsible for our ongoing dialogue with police through the ongoing calls we organize that include police located around the province.

Judy can be reached directly at judy.dgal@gov.bc.ca

We also intend to maintain two-way communications with the police about existing road safety programs, and for day-to-day issues we are asking police to use the following contact information:

Email: RoadSafetyBC@gov.bc.ca <<mailto:RoadSafetyBC@gov.bc.ca>>

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Nagi, Gorav

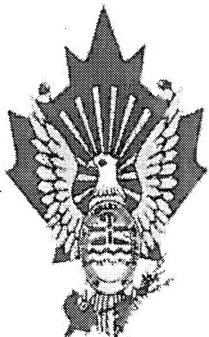
From: Kimberly Young <Kimberly.Young@rcmp-grc.gc.ca>
Sent: October 30, 2015 03:55 PM
To: Andrew Spanos; Brent Wray; DAVIDSON, Roy; Daffydd; Dan Baldinger; Darrin Conlon; Doug Ferguson; Eric Thompson; Nagi, Gorav; Grant Mackay; Jag Johal; Jeff Schwenneker; Jeffrey Eves; John Merryman; Leblanc, Kevin; MICIUK, Ron; MILNE, Paul; OBODZINSKI, Andrzej; Paul Brailey; Phil Wiebe; Ryan vic pd; SAMPSON, Brian; SAVOY, Dave; SHEA, Leisa; Steve Eassie; VROLYK, Krista; WILSON, Ryan; jcrowston@nwpolice.org; john teague
Subject: Re: Fw: ED6126 Blank Fields PDF version
Attachments: RCMP ED6126 2015-10 - Blank fields_2 typeable.pdf

Kimberly Young
Toxicology Services Section/Section des services de la toxicologie
Forensic Science & Identification Services/Services des sciences judiciaires et de l'identité
Vancouver, BC/CB
phone/téléphone:
fax/télec.:
e-mail/courriel: kimberly.young@rcmp-grc.gc.ca
>>> Brian SAMPSON 2015-10-30 3:17 PM >>>
Hello Everyone,

Does anyone know how to make the for type able.... My forms people will not do it as that change will have to go to Ottawa for approval and delay 4-6 weeks.

If you can... please do it and reply all to everyone.

Thanks



Constable Brian J. SAMPSON
Provincial Impaired Driving Coord.
Island District DRE Coordinator
320 6th Avenue,
Ladysmith, B.C.
V9G1A2

Gendarme Brian J. SAMPSON
Coordonnateur Provincial Conduite avec Facultés Affaiblies
Coordonnateur ERD (Expert en reconnaissance de drogues)
District de l'Île de Vancouver
320, 6e avenue
Ladysmith (C.-B.)
V9G 1A2

>>> Paul MILNE 2015/10/30 10:37 AM >>>

S/Sgt Paul Milne
Greater Vancouver IRSU

>>> Brian SAMPSON 30/10/2015 1:29:01 PM >>>

Please see attached
Constable Brian Sampson
Provincial Impaired Driving Coordinator

Sent from Black Berry

-----Embedded Message-----

From: EDIV_FORMS <EDIV_FORMS.PO4.EDIV1@rcmp-grc.gc.ca>

To: Brian SAMPSON <Brian.Sampson@rcmp-grc.gc.ca>

Sent: Thu Oct 29 17:03:15 2015

Subject: ED6126 Blank Fields PDF version

Hi Brian,

Here is a non-electronically fillable PDF, with the preset dates removed. Your more technically savvy users will figure out that Adobe Acrobat can be used to add text and type on top of the fields so that it's more legible - as it's the paper, printed, signed copy that matters, this should be acceptable.

I also just remembered that maybe this is a new problem because the old ICS Reader program was removed from the RCMP public-facing site (because there are no longer any ICS forms on the public-facing site), so external agencies can no longer re-install the program. If this is the case, the ICS Reader is still available for download elsewhere on the web, if people prefer to electronically fill the ICS forms - as I cannot speak for the IT departments of other agencies, I won't pick a particular site to download from, but I believe it's legally able to be downloaded online - they should be looking for the PureEdge ICS Viewer 6.5.

Hope this helps!

Tams

Information Process Analysis Services (IPAS) | Forms Management Program
RCMP "E" Div. Information Management and Technology Branch

Mailstop #1405 - 14200 Green Timbers Way, Surrey, BC V3T 6P3

General Line |
Acting Manager | Tams Yeow |

To learn more about IPAS and "E" Division form services, please visit <http://infoweb.rcmp-grc.gc.ca/edivision/branches/informat/IMS/ipas/index-eng.htm>. We look forward to working with you!

Section de l'analyse des processus d'information (SAPI) | Programme de la gestion des formulaires
GRC Division E - Gestion de l'information et de la technologie
Arrêt postal #1405 - 14200 Green Timbers Way, Surrey, BC V3T 6P3

Ligne générale
Directeur intérimaire Tams Yeow

Pour en savoir plus sur SAPI et le service des formulaires de la division "E", veuillez visiter <http://infoweb.rcmp-grc.gc.ca/edivision/branches/informat/IMS/ipas/index-eng.htm>. Nous attendons avec impatience de travailler avec vous!

-----End of Embedded Message-----



Royal Canadian Mounted Police
Gendarmerie royale du Canada

Certificate of a Qualified ASD Calibrator

ASD Serial Number	ASD Service Expiry Date (YYYY-MM-DD)	ASD Calibration Expiry Date (may not exceed Service Expiry) (YYYY-MM-DD)
-------------------	---	---

I, _____, certify that:
Given Name(s) and Surname

I am an ASD Calibrator, qualified to calibrate the Alco-Sensor IV DWF

and (choose one)

☐ On the _____ day of _____, _____, I checked the calibration of the ASD with the above noted serial number by means of a dry gas Alcohol Standard,
Manufacturer: _____ Lot Number: _____, Expiry: _____
(YYYY-MM-DD)
It was found to be within the recommended limits.

OR

☐ On the _____ day of _____, _____, I recalibrated the ASD with the above noted serial number by means of a wet bath Alcohol Standard,
Manufacturer: _____ Lot Number: _____, Expiry _____ and
(YYYY-MM-DD)
checked the calibration by means of a dry gas Alcohol Standard,
Manufacturer: _____ Lot Number: _____, Expiry _____
(YYYY-MM-DD)
It was found to be within the recommended limits.

and

The ASD calibration was conducted in accordance with the training that I received.

The Alcohol Standard(s) used to check and/or calibrate the ASD was/were suitable for this purpose.

To the best of my knowledge the ASD is functioning correctly. The ASD has a calibration expiry date of

_____ day of _____, _____

Dated this _____ day of _____, _____, at _____
_____ in the Province of British Columbia.

Agency: _____

Calibrator Signature

Reg. No./PIN No.

Calibrator: Attach the following Technical Information sheets to this Certificate when submitting to RoadSafetyBC.

Filing Instructions Original to master ASD Calibrator Certificate log

Certificate of a Qualified ASD Calibrator

Technical Information on the Operation and Calibration of the Alco-Sensor IV DWF in British Columbia

The following information has been prepared by the BC Association of Chiefs of Police (BCACP) and pertains to the operation and calibration of the Intoximeter Alco-Sensor IV DWF (AS IV) in BC and is provided to assess and interpret the validity of Approved Screening Device (ASD) results. The information in this document has been verified by the BCACP Impaired Driving Advisory Committee.

Serial Numbers:

AS IV devices used in BC have a six digit serial number, however leading zeros may not be recorded in the ASD Calibrator Certificate, and therefore some AS IV serial numbers may be recorded that have only five or four digits.

ASD Calibration and Tolerance:

ASDs used in BC are currently calibrated to display a "Warn" reading at a blood alcohol concentration of 60 mg% (milligrams of alcohol in 100 millilitres of blood) to 99 mg%, and a "Fail" reading at a blood alcohol concentration of 100 mg% or over. ASDs have a tolerance of plus or minus 10 mg%.

Calibration Expiry Date:

The accuracy of ASDs are valid for at least 28 days after an accuracy check by a qualified ASD calibrator. An "ASD Calibration Expiry Date" is placed on the ASD by the calibrator and indicates when the ASD will require the next accuracy check. The calibration expires at 23:59 hours on the indicated date.

Service Expiry Date:

ASDs are serviced annually and a "Service Expiry Date" is placed on the ASD by the service company. Dates are displayed in the following manner: Year/Month, or Year/Month/Day. Where a date appears as year and month the annual service expiry occurs at 23:59 hours of the last day of the expiry month. Where a date is a full date the annual service expiry occurs at 23:59 hours on the date indicated.

Breath Samples and the Last Drink:

Breath samples should be taken at least 15 minutes after the last drink was consumed to allow for elimination of mouth alcohol. Mouth alcohol can cause falsely high breath test readings.

ASD Operating Temperature:

The AS IV is designed to provide maximum accuracy when the internal unit temperature is between 10 and 40 degrees C. The ASD temperature is displayed briefly before a test is started and operators are trained to ensure the unit is within the acceptable temperature range before conducting a test.

The AS IV does not prevent taking breath samples outside of the acceptable temperature range, and breath tests taken outside this range may result in falsely low readings.

ASD Ambient Operating Temperature:

The AS IV has an acceptable ambient temperatures range of -18°C to 40°C (0°F to 104°F).

Acceptable Breath Samples:

The AS IV measures breath flow and breath volume to capture a sample acceptable for analysis. The minimum breath flow required is 12 litres per minute and the minimum volume is 1.2 litres.

Certificate of a Qualified ASD Calibrator

Technical Information on the Operation and Calibration of the Alco-Sensor IV DWF in British Columbia (continued)

"NOGO" and "VOID" Messages:

The AS IV will display a "NOGO" if breath flow falls to less than 12 L/min after blowing has started and before 1.2 liters has been expelled. The "NOGO" display tells an operator an acceptable breath sample was not provided because a subject didn't blow long, or hard enough.

A test sequence starts when a mouthpiece is inserted into the AS IV and will allow as many as three attempts to provide a breath sample within the following one minute. The first two attempts will end in a "NOGO" and automatically reset the device to ready for another attempt to blow. The third and final attempt will end in a "VOID" and cause the sequence to end. After a "VOID" the mouthpiece must be ejected to end the test sequence.

If no acceptable sample is provided within one minute of the start of the test sequence it will end with a "VOID" message displayed.

Reference Manuals:

Two different AS IV manuals govern the operation and calibration of this device used by police agencies in BC. A resource reading material for operators of approved screening devices (ASD) (revised March 2011) is the current manual used for training operators of the AS IV in BC. The Alco-Sensor IV DWF Calibration Manual (November 2013) is the current manual used for training AS IV calibrators.

Manuals and documents other than the two manuals indicated above (including documents published by the AS IV manufacturer) may refer to procedures that are not followed by police agencies in BC, and may be based on AS IVs that have different programming and operation compared to the AS IVs used by police agencies in BC.

Valid Dry Gas Lot Numbers:

AG402801 (expires 2016-01-28)
AG406901 (expires 2016-03-10)
AG411801 (expires 2016-04-28)
AG416701 (expires 2016-06-16)
AG429301 (expires 2016-10-20)
AG508201 (expires 2017-03-23)
AG512501 (expires 2017-05-05)
AG515201 (expires 2017-06-01)
AG524401 (expires 2017-09-01)

Revised: October 2015

Nagi, Gorav

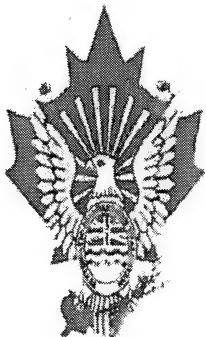
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Kimberly Young
Toxicology Services Section/Section des services de la toxicologie
Forensic Science & Identification Services/Services des sciences judiciaires et de l'identité
Vancouver, BC/CB
phone/téléphone:
fax/télec.:
e-mail/courriel: kimberly.young@rcmp-grc.gc.ca
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Gendarme Brian J. SAMPSON
Coordonnateur Provincial Conduite avec Facultés Affaiblies
Coordonnateur ERD (Expert en reconnaissance de drogues)
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Provincial Impaired Driving Coordinator

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Hope this helps!

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General Line
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-----End of Embedded Message-----

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: November 23, 2015 01:36 PM
To: Dan Baldinger; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Robert.Allan3@forces.gc.ca; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Kimberly Young; Krista VROLYK; Leisa SHEA; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; mike.birkas@vpd.ca; Jag Johal; MarkBraithwaite@wvpd.ca
Subject: meeting reminder
Attachments: parking pass.docx

Our next meeting is Dec 2 at 0930 at NWPD as usual.

If you need a parking pass, I have attached one to this email, just put in your plate and change the date. It will let you park anywhere in the city, including the Front St parkade.

I have a quantity of the blood kit packages, I will bring them with me and hand out what I can.

Brian, can you update everyone on the time line for your SFST form/face sheet.

Doug, can you update us on your status and any RSBC. Police Services items.

We still need instructors for the Dec 11th JIBC Alco-Sensor FST class, if you are an instructor, please let me know if you can help out.

See you all there.

Paul.

ps for those needing to call in

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3



New Westminster Police Department

555 Columbia Street
New Westminster, BC
604-525-5411

ON POLICE BUSINESS

BCL: AAA 123

Valid Jan 15-19, 2014
08:00 – 17:00 hrs

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: October 9, 2015 07:44 AM
To: Dan Baldinger; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Grant Mackay; Jeffrey Eves; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Kimberly Young; Krista VROLYK; Leisa SHEA; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; Jag Johal
Subject: TERM

Good morning all,

I was talking to Sgt Balaban from E Div Traffic services at the Traffic Safety Committee meeting yesterday regarding access to the TERM and our impaired handbook.

Supt Cooke has purchased licences for all police agencies in the Province for access to the PDF version of the TERM, it will include our handbook as well as a traffic cheater, the Province no longer produces those. You will be able to load it on your desktops and MDTs.

For access, contact Todd at: todd.balaban@rcmp-grc.gc.ca

Paul

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: September 16, 2015 11:31 AM
To: Dan Baldinger; Don Ridder; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Kimberly Young; Leisa SHEA; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; Jag Johal
Subject: tomorrow's meeting
Attachments: parking pass.docx

Usual start time of 0930 at New West PD 555 Columbia St. I have included the parking pass template for new members to IDAC. Just fill in your plate and change the date, you can use it to park on the Front St Parkade (across from the Police Station) or at meters.

Keep it handy for future dates, (or to park and take the skytrain to games)

For those wishing to call in, the teleconference number is:

Some topics to cover:

welcome new members

new study on the effect of smoke on ASDs - Kim

"M" appearing on the display - I will explain that one - Paul

Impaired driving reference - Shea

discussion on articulating refusals - email from Cst Neid - Paul

My conversation with Davtech and Intoximeters - Paul

New software now approved - Paul

FST database up and running - Brian

DRE course - Brian

Municipal DRE coordinator - Brian

SFST new script - Brian

Please bring your questions/concerns with you. As usual, I will get a box of Starbucks coffee.

Staff Sergeant Paul Milne

Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: January 27, 2016 06:38 AM
To: Dan Baldinger; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Robert.Allan3@forces.gc.ca; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Eric Thompson; Kevin Leblanc; Kimberly Young; Krista VROLYK; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; mike.birkas@vpd.ca; Jag Johal; MarkBraithwaite@wvpd.ca
Subject: documents to share
Attachments: rsbc topics jan 25.pdf; Distracted Driving Enforcement.docx

Please find attached two documents to share with your members/departments, I will discuss them at today's meeting.

Staff Sergeant Paul Milne
Unit Commander
LMD IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

For CORE

In his Narrative, an officer in North Vancouver wrote "Due to the multiple previous attempts to obtain the first sample, the likelihood of (the driver) to provide a second successful sample was low and **therefore the second test was not offered.**" (File no. 2016-3948)

215.42 (1) If an analysis of the breath of a person by means of an approved screening device under section 215.41 (3.1) registers a warn or a fail, (a) the person has a right to forthwith request and be provided with a second analysis, and (b) **a peace officer must inform the person of that right** before the peace officer serves on the person a notice of driving prohibition.

In his Narrative, an officer in Vancouver wrote "In December of 2014, a BC Supreme Court Justice in a Prince George matter concluded that an alleged asthma or medical condition did not render the accused incapable of providing a breath sample. That case law should have a binding effect on the matter before the current adjudicator." (File no. 2015-32582)

Opinion not evidence. While that may have been the outcome in a particular case that cannot be universally applied; each case is decided on its own merit.



Royal
Canadian
Mounted
Police

Gendarmerie
royale
du
Canada

MEMORANDUM NOTE DE SERVICE

To
A "E" Division Traffic Commanders

From
De Supt. Derek Cooke
Officer in Charge
"E" Division Traffic Services

Security Classification - Classification de sécurité	
Our File - Notre référence	
Your File - Votre référence	
Date	Diary Date - Date d'agenda
2016-01-25	

Subject
Objet

Distracted Driving Enforcement Techniques

Recent enforcement practices regarding distracted driving legislation have come into question. Some practices are clearly not within the scope of legislation, and others, while they adhere to a strict interpretation of the law, erode public confidence and may do little to reduce harm on our roadways.

Based on a recent detailed review of this topic by Cpl. Jag Johal of West Vancouver PD Traffic Services, the following three areas of concern have been identified as problematic:

1. Proactively asking drivers for electronic devices during stops

Officers working at road checks or stopping vehicles for other offences will, on occasion, proactively ask drivers where their electronic device is. Reportedly when the driver accesses the device from his/her center console, passenger seat, or elsewhere in the vehicle, some officers are issuing a violation ticket for use of an electronic device.

This does not satisfy the elements of the offence. The device must be in use as defined under Section 214.1 of the Motor Vehicle Act (or Section 2 of the Use of Electronic Devices While Driving Regulation) in order to create the offence, and the officer must be able to articulate the actions he observed to prove this beyond a reasonable doubt. While clearly there are instances when members will suspect the driver may have been using the electronic device prior to stopping, it is not an offence to have a cell phone sitting in a cup holder, on the passenger seat, or anywhere else in the vehicle if they were not holding it or watching the screen. Absent any evidence of actual use of the device, and our ability to prove it "beyond a reasonable doubt", it would be inappropriate to issue a violation ticket.

2. Observed but not used electronic devices

Officers working call operations sometimes observe electronic devices that are accessible to the driver and are advising uniform officers down the road to stop them for a distracted driving offence. Similar to the previous point, this is not an offence if there is no evidence of usage. In legislation it is not a question of accessibility, but that of usage, plain and simple.

Accessibility in and of itself does not satisfy the definition of "holding the device" or watching the screen.

In the interest of ensuring our enforcement activities are both legal and ethical I am directing that members not issue distracted driving tickets absent evidence of "use" as defined in provincial legislation. It has been suggested that some members have obtained convictions in court on charges for circumstances similar to those described in either of the examples above. While this would seem unlikely, even if this is the case, at an organizational level we cannot support ticketing individuals if the elements of the offence have not been met.

3. Electronic device use in drive-thru line ups

Officers have occasionally conducted surveillance in fast food restaurant drive-thru line ups and issued violation tickets to drivers using their devices while stopped in line. While this action does satisfy the elements of the offence it also brings up the issue of appropriate targeted enforcement for the purpose of reducing harm on our roads. There is no question that by definition this is an offence and a collision could occur, however, the probability of serious harm is low compared to similar actions on an active roadway.

Similar enforcement activities recently garnered significant public criticism in Alberta based on what was reported in the media (perhaps somewhat inaccurately). While not the only factor, the issue of public confidence is a consideration and clearly there are better areas in which to conduct active distracted driving enforcement.

While such enforcement may be entirely lawful, we all want to promote enforcement that is both fair and appropriate. Traffic enforcement contacts may be the only interaction many members of the public have with the police throughout their lifetime, and in the interests of maintaining public confidence we should strive to conduct appropriate enforcement at the right place and the right time to reduce harm. In this context I would simply ask that you remain mindful of these considerations when engaging in enforcement activities.

I would welcome and feedback or concerns and this issue will be on the agenda as a topic of conversation at the next meeting of the BCACP Traffic Safety committee.

Thank you for your cooperation.

Derek Cooke, Supt.
 Officer in Charge
 "E" Division Traffic Services

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: November 2, 2015 06:38 AM
To: Dan Baldinger; Nagi, Gorav; Andrew Spanos; John Teague; Paul Brailey; John Merryman; Grant Mackay; Jeffrey Eves; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Kimberly Young; Krista VROLYK; Leisa SHEA; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; Jag Johal
Subject: Fwd: New ED6125
Attachments: New ED6125
Follow Up Flag: Follow up
Flag Status: Flagged

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3



Royal Canadian Mounted Police Gendarmerie royale du Canada

Alco-Sensor FST Accuracy Check

As the form is being completed, it will show the next appropriate section based on data entered.
 Enter all check results in units of **mg/100ml**. All fields are required.

Date Checked (yyyy-mm-dd)
2016-04-13

Alco-Sensor FST Information

City / Town	Agency	Serial Number	Service Expiry Date (yyyy-mm-dd)

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: July 17, 2015 10:29 AM
To: dbaldinger@abbypd.ca; dridder@abbypd.ca; Nagi, Gorav; andrew.spanos@cn.ca; john.teague@csaanich.ca; paul.brailey@csaanich.ca; jmerryman@deltapolice.ca; jeffrey.eves@forces.gc.ca; Doug.Ferguson@gov.bc.ca; pwiebe@jibc.ca; jcrowston@nwpolice.org; ethompson@oakbaypolice.org; DConlon@portmoodypolice.com; Brian Image; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Leisa SHEA; Melanie Brisson; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; seassie@saanichpolice.ca; dfhermann@shaw.ca; ryan.wilson@vicpd.ca; jeff.schwenneker@vpd.ca; jagjohal@wvpd.ca; trevorjames@wvpd.ca
Subject: Fw: Standing Offer Update: Service Centre for Approved Alcohol Screening Devices (Standing Offer#: M7594-133619/001/PV)
Attachments: Amendment for FST Servicing Address.pdf
Importance: High
Follow Up Flag: Follow up
Flag Status: Completed

S/Sgt Paul Milne
Greater Vancouver IRSU

>>> Dale SOMERVILLE 17/07/2015 1:19:05 PM >>>

Fyi
Dale

>>> Juliette Singh 17/07/2015 12:36:10 PM >>>

Good morning

Please advise all your units on the update of the address where to ship your Approved Alcohol Screening Device for service, as the Vancouver address is no longer the address to ship your ASD/FST. As per Davtech arrangements have been made to forward any received shipments at that location. I have attached the Standing Offer update.

The new address is:

Unit 316, 141 Victoria Street, Kamloops, V2C 1Z5



Juliette Singh

Enhanced Traffic Service Program Assistant

Royal Canadian Mounted Police - E Division Traffic / Government of Canada

Mail Stop #804 14200 Green Timbers Way

Surrey, B.C. V3T 6P3

juliette.singh@rcmp-grc.gc.ca /

EDiv Traffic Services Website Link:

<http://infoweb.rcmp-grc.gc.ca/edivision/branches/Traffic/index-eng.htm>

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: September 17, 2015 03:57 PM
To: Dan Baldinger; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Grant Mackay; Jeffrey Eves; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Andrzej OBODZINSKI; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Kimberly Young; Krista VROLYK; Leisa SHEA; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; BWRAY@saanichpolice.ca; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; Jag Johal
Subject: email I received regarding refusals and the penalty.

This is the body of the email I received. Please pass on the info to your units.

thanks

This is another kind of long one pertaining to IRP's, but worth the read for anyone who regularly finds themselves conducting Impaired Driving investigations and issuing IRPs. It's primarily focussed on IRP Refusals, but is important for all directions that and ASD Demand might take you.

During the course of Criminal Code Impaired Driving investigations that utilize an ASD, the validity of the ASD demand is almost always tested. First by Crown during charge approval and then by the courts at trial. The validity of the ASD Demand hasn't been an issue that a driver can bring up during some IRP reviews. I mention "some" because (at the present time) in the cases of Fail or Warn IRPs, the validity of the ASD Demand cannot be brought up by the driver (or their lawyer). But in *IRP Refusals* the validity of the ASD demand is a very important component, especially for unequivocal refusals (the verbal "I'm not blowing").

Many cases of IRP Refusals are being tested on what we as the investigators are saying to the drivers roadside. How many times have you had someone roadside ask you, after you've read them the ASD Demand, "what happens if I don't blow?". What have you said back to them? Prior to Sept 20, 2010 your answer likely would have been something along the lines of "well, the punishment for refusing to provide the sample is the same as for Impaired Driving.". These days, since the implementation of the IRP, how do you answer that question? Does it ever mention that they could face a 90-Day Driving Prohibition and a 30-Day Impound of the vehicle? If you answer their question with the potential consequences under the IRP legislation you are likely undermining the lawfulness of the ASD Demand.

It comes down to the fact that when you are answering that question you are still in the midst of a *Criminal Code* investigation. We do not exit the Criminal Code Investigation and enter into a Motor Vehicle Act only one until after they have blown a "warn", a "fail" or we have determined that they are refusing or failing to provide a sample of their breath. When you answer their question about what will happen if they don't blow with the fact that the consequences are the same as for Impaired Driving you are stating a simple fact that is backed up by the sections of the Criminal Code (S. 254). When you answer with the consequences of the IRP refusal, while you're still acting within the realm of the Criminal Code, you are essentially threatening them with consequences that are not back up by the Criminal Code. This threat is considered a coercion and as such renders the demand unlawful. And a person does not have to comply with an unlawful ASD demand.

It has now become important for us to document any conversations that we have with drivers when they ask us if they have to blow. Our conversations have to remain true to the lawful authorities that we are acting under. So this means that if you have one of these conversations with a driver, keep it to what the consequences are under the Criminal Code

and *not* what they *could be* if you go IRP. Then, document the conversation in your narrative. If you don't keep it "lawful" and document it in your narrative, the driver, and his or her counsel, will gladly fill in that [loop]hole that you have left open.

The same is true of situations where a member stops someone and places them under arrest (or detention) for impaired driving and then, after some consideration of the situation, "backs up" and makes an ASD Demand. Once we have formed a belief that someone is impaired and detain (or arrest) them for that investigation we lose what is colloquially known as the "10(b) free zone" where we can make an ASD Demand. The ASD is meant as a screening tool to get us to the point of forming reasonable grounds to believe that they are impaired. If we get to the point that we have detained or arrested them for impaired driving then we are past the point of having the legal authority to demand and ASD Test. At that point, if they refuse the ASD Demand and we go IRP the IRP will be overturned on appeal as an unlawful demand.

In both of the above scenarios, when the IRP Refusals are overturned, the reason will come back from RoadSafetyBC as "Evidence shows the driver did not refuse an ASD Demand."

At this point in time, if a person ends up deciding to provide a sample in the above scenario's and blows over the lawfulness of the demand cannot be taken into account at IRP adjudications. If they blow a "warn" or a "fail" the lawfulness of the demand is not an argument that they can make in their defence. This may change in the future however. The arguments at the Supreme Court of Canada on the first version of the IRP were heard a few months ago. The issue of the lawfulness of the ASD Demands for "warn" and "fail" IRP's was argued. And there is a very real possibility that the decision will come down that driver will be able to argue lawfulness (i.e. fairness) of ASD Demands in their appeals. If that happens then what we say to driver's roadside is going to be tested in all IRPs.

Although I haven't to date heard of anyone making the argument in Criminal Court, I'm sure that the lawfulness of the ASD Demand after being "threatened" with IRP consequences could affect outcomes there as well.

It's probably best to get into good habits now: 1) Be careful about what we say, ensuring that we stay lawful, and; 2) Make sure that we document those conversations in our narratives

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Nagi, Gorav

From: Brian SAMPSON <Brian.Sampson@rcmp-grc.gc.ca>
Sent: August 10, 2015 04:47 PM
To: Baldinger, Dan; Brailey, Paul; Brisson, Melanie; Conlon, Darrin; Cresswell, Dale; DAVIDSON, Roy; Eassie, Steve; Eves, Jeffrey; Ferguson, Doug; Hermann, Daffydd; Image, Brian; James, Trevor; Johal, Jag; Leblanc, Kevin; MICIUK, Ron; MILNE, Paul; Merryman, John; Nagi, Gorav; SAVOY, Dave; SHEA, Leisa; Spanos, Andrew; Thompson, Eric; WILSON, Ryan; Wiebe, Phil; fSchwenneker, Jef; jcrowston@nwpolice.org; pd, Ryan; teague, john
Cc: Tom Johnson
Subject: Annual Maintenance (Start now for December)

Hello IDAC.... this is for Calibrators,

Over half of the Alco-Sensor FST's in BC will expire in December. This will overwhelm DavTech and we will not receive our ASD's back in a timely manner.

Please look at the Service Expiry Date of your ASD's and calculate a schedule for sending in your ASD's in for Annual Maintenance. Ensure that your schedule works operationally for your unit and assist DavTech with their work load.

Example: If my unit has 20 ASD's that all expire in December 2015 I would send them in four waves. 5 ASD's in August, September, October and November. This ensure I have 75% of my ASD's operationally ready at any time during the year. Also, During the busy summer and Christmas time I'm close to 100% of my ASD's operationally ready.

Larger Detachments with 40 or more units Should look at sending in ASD's in 5 or more waves.

Please contact Tom JOHNSON from Davtech (Our BC Service Tech) if you have any questions or concerns with Annual Maintenance with your Alco-Sensor FST. Please see below for his contact information.

Tom Johnson
DAVTECH Analytical Services (Canada) Inc
Service Technician, Pacific Lab 316-141 Victoria Street, Kamloops, BC V2C 1Z5
P: (800)331-5815 Loc 301

www.davtech.ca tom@davtech.ca

Thank you,



Constable Brian J. SAMPSON
Provincial Impaired Driving Coord.
Island District DRE Coordinator
320 6th Avenue,
Ladysmith, B.C.
V9G1A2

Gendarme Brian J. SAMPSON
Coordonnateur Provincial Conduite avec Facultés Affaiblies
Coordonnateur ERD (Expert en reconnaissance de drogues)
District de l'Île de Vancouver
320, 6e avenue
Ladysmith (C.-B.)
V9G 1A2

Nagi, Gorav

From: Melanie Brisson <Melanie.Brisson@rcmp-grc.gc.ca>
Sent: August 7, 2015 12:34 PM
To: Dan Baldinger; Don Ridder; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Leisa SHEA; Paul MILNE; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; Jag Johal; Trevor James
Cc: ndubord@deltapolice.ca; Kimberly Young; Verna Mendes
Subject: Changing of the guards

Hello IDAC,

I'm writing to advise that I will no longer be the forensic lab representative for IDAC.

Exciting (pronounced scary) times ahead. As such, my extensive tenure will be handed over to Kimberly Young, who will now be attending meetings and providing lab support to IDAC's functions.

I've CC'd her on this email, so if you could send any further communication to Kim, that would be greatly appreciated.

Although my time on IDAC hasn't been long (despite my sarcastic remark above!), it's been very interesting. I've enjoyed the group and am impressed with how much work gets done and how effective the committee is, which isn't always the case with committees. So kudos to the group. It was nice meeting everyone and working with you, and I'm confident you are in good hands moving forward.

Take care,
Melanie

Melanie Brisson
Forensic Specialist/Spécialiste Judiciaire
Toxicology Section/Services de toxicologie

R.C.M.P. National Forensic Laboratory Services/GRC Services nationaux de laboratoire judiciaire
5201 Heather Street/rue Heather
Vancouver BC/CB, V5Z 3L7

melanie.brisson@rcmp-grc.gc.ca

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: July 29, 2015 11:30 AM
To: Dan Baldinger; Don Ridder; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Brian Image; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Leisa SHEA; Melanie Brisson; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; Jag Johal; Trevor James
Cc: ndubord@deltapolice.ca
Subject: meeting

I just finished speaking with : from

We spoke at length regarding our concerns, he had no idea the Vancouver service depot was a house in East Van. He has offered to attend our next IDAC meeting in Sept,

so if I don't hear back before I go, I will update you all at the next meeting.

I have no idea if anything will change, it sounded like would like it to but who knows.

Paul

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: May 16, 2015 10:57 AM
To: dbaldinger@abbypd.ca; dridder@abbypd.ca; Nagi, Gorav; andrew.spanos@cn.ca;
john.teague@csaanich.ca; paul.brailey@csaanich.ca; jmerryman@deltapolice.ca;
jeffrey.eves@forces.gc.ca; Doug.Ferguson@gov.bc.ca; pwiebe@jibc.ca;
jcrowston@nwpolice.org; ethompson@oakbaypolice.org;
DConlon@portmoodypolice.com; Brian Image; Brian SAMPSON; Dave SAVOY; Kevin
Leblanc; Leisa SHEA; Melanie Brisson; Ron MICIUK; Roy DAVIDSON; Ryan WILSON;
seassie@saanichpolice.ca; dfhermann@telus.net; ryan.wilson@vicpd.ca;
jeff.schwenneker@vpd.ca; jagjohal@wvpd.ca; trevorjames@wvpd.ca

Subject:

Attachments:

Importance: High

**** High Priority ****

For your info
S/Sgt Paul Milne
Greater Vancouver IRSU

>>> "Perri, Stacey JAG:EX" <Stacey.Perri@gov.bc.ca> 15/05/2015 2:11:09 PM >>>
To BCACP TSC General Membership:

For your information and further distribution as you see fit.

Thank you - Stacey

-----Original Message-----

From: MacLeod, Sam JAG:EX
Sent: Friday, May 15, 2015 10:48 AM
To: 'Dubord, Neil'
Cc: MacLeod, Sam JAG:EX
Subject:

Neil

Could you share this out with all police agencies please.

Thanks
Sam

Sam MacLeod
Superintendent of Motor Vehicles

RoadSafetyBC
Ministry of Justice

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: May 8, 2015 11:50 AM
To: dbaldinger@abbypd.ca; dridder@abbypd.ca; Nagi, Gorav; andrew.spanos@cn.ca; john.teague@csaanich.ca; paul.brailey@csaanich.ca; jmerryman@deltapolice.ca; jeffrey.eves@forces.gc.ca; Doug.Ferguson@gov.bc.ca; pwiebe@jibc.ca; jcrowston@nwpolice.org; ethompson@oakbaypolice.org; DConlon@portmoodypolice.com; Brian Image; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Leisa SHEA; Melanie Brisson; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; seassie@saanichpolice.ca; dfhermann@telus.net; ryan.wilson@vicpd.ca; jeff.schwenneker@vpd.ca; jagjohal@wvpd.ca; trevorjames@wvpd.ca
Subject: Fw: Division Broadcast - IMMEDIATE ROADSIDE PROHIBITION (IRP) REPORT TO SUPERINTENDENT (MV2724) -INCORRECT JURAT PROCEDURE-
Attachments: MV2724 Jurat Broadcast_4.pdf

To all non RCMP members of IDAC. Please share this with your agencies, as you know some muni departments have been adding documents to the IRP after the Jurat has been signed.

S/Sgt Paul Milne
Greater Vancouver IRSU

>>> NEWS 08/05/2015 2:34:15 PM >>>

>>> EDIV_MAIL_CONTROL 05/08/15 11:34 >>>

Attached broadcast approved by A/Commr. Norm Lipinski. Criminal Operations Officer Core Policing

To: All Members "E" Division
From: Criminal Operations Branch
"E" DIVISION BROADCAST

IMMEDIATE ROADSIDE PROHIBITION (IRP) REPORT TO SUPERINTENDENT (MV2724) -INCORRECT JURAT PROCEDURE-

Members should not sign and swear/affirm the MV2724 until the exact number of pages are known and attached (see example below).

It is not appropriate to add pages after the MV2724 has been sworn/affirmed as this practice has in some cases resulted in both a dispute of the IRP and a complaint against the member for deceitful conduct.

In order to ensure proper completion of IRP's, supervisors should ensure members under their command swear/affirm the affidavit with ALL documents listed and fax the report to OSMV prior to the end of shift.

This broadcast must not be considered as a replacement or substitute for the directives.

2015CP-0315
April 29th, 2015

N. LIPINSKI

Assistant Commissioner
OIC Criminal Operations-Core Policing
RCMP, "E" Division

.pdf attached



To: All Members "E" Division
From: Criminal Operations Branch
"E" DIVISION BROADCAST

**IMMEDIATE ROADSIDE PROHIBITION (IRP)
REPORT TO SUPERINTENDENT (MV2724)
-INCORRECT JURAT PROCEDURE-**

Members should not sign and swear/affirm the MV2724 until the exact number of pages are known and attached (see example below).

✓	Any ASD tests referred to in this report were conducted by a qualified ASD operator and the ASD units were functioning correctly.
	The attached narrative report and other attachments consist of <input type="text"/> pages and forms part of this sworn document

It is not appropriate to add pages after the MV2724 has been sworn/affirmed as this practice has in some cases resulted in both a dispute of the IRP and a complaint against the member for deceitful conduct.

In order to ensure proper completion of IRP's, supervisors should ensure members under their command swear/affirm the affidavit with **ALL** documents listed and fax the report to OSMV prior to the end of shift.

This broadcast must not be considered as a replacement or substitute for the directives. Please click on the links above to review the directives in detail

N. LIPINSKI
Assistant Commissioner
OIC Criminal Operations-Core Policing
RCMP, "E" Division

2015CP-0315
April 29th, 2015

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: May 5, 2015 11:41 AM
To: Dan Baldinger; Dale Cresswell; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Brian Image; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Leisa SHEA; Melanie Brisson; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; Jag Johal; Trevor James
Subject: legal opinion on delay

Just an update for everyone.

Regarding situations where the member has a suspected impaired driver but does not have an ASD with them.

Sgt Novakowski from Abby PD sent an email regarding the practise of delaying the reading of the ASD demand until the member had the ASD in hand compared to reading the demand as soon as the suspicion is formed , then delaying the breath sample until the ASD is in hand. He quoted several cases from across the country supporting his view.

I have asked Paul Kirk from the Admin Crown office for advise, he will be producing an opinion document that will be more of a "best practise" rather than a direction. It will take a couple of weeks and then I will share it out to all of IDAC so that we can all be on the same page. The bottom line from Paul is that it is not clear, he has spoken to several other Crowns and still needs to do some research.

Paul

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Nagi, Gorav

From: Paul MILNE <Paul.MILNE@rcmp-grc.gc.ca>
Sent: May 5, 2015 08:31 AM
To: Dan Baldinger; Dale Cresswell; Nagi, Gorav; Andrew Spanos; John teague; Paul Brailey; John Merryman; Jeffrey Eves; Doug Ferguson; Phil Wiebe; jcrowston@nwpolice.org; Eric Thompson; Darrin Conlon; Brian Image; Brian SAMPSON; Dave SAVOY; Kevin Leblanc; Leisa SHEA; Melanie Brisson; Ron MICIUK; Roy DAVIDSON; Ryan WILSON; Steve Eassie; Daffydd Hermann; Ryan pd; Jef fSchwenneker; Jag Johal; Trevor James
Subject: Fwd: IRP Check List
Attachments: IRP Check List

See attached bulletin sent to the RCMP, this is the checklist we discussed at our last meeting.

Paul

Staff Sergeant Paul Milne
Unit Commander
Greater Vancouver IRSU
306a 20338 65 Ave
Langley, B.C.
V2Y 2X3

Nagi, Gorav

From: Dale SOMERVILLE <dale.somerville@rcmp-grc.gc.ca>
Sent: May 5, 2015 08:29 AM
To: Al RAMEY; Martin DEY; Michael LABOSSIERE; Terry MCLACHLAN
Cc: Dave SAVOY; Denis Boucher; Paul MILNE
Subject: IRP Check List
Attachments: IRP Check Sheet_1.pdf

Sirs,

Please find attached a recent check list that will be very helpful for supervisors to utilize **BEFORE** the IRP package is sent off to Road Safety. It will be especially helpful to those GD supervisors who do not deal with IRP's on a regular basis. If you could ensure your message requests your Traffic Commanders to fan this out of to include the GD units in their area.

A suggestion would be laminating some copies to be posted in Watch Commanders offices and the like.

I would like to emphasize that **this is an investigator's/supervisors tool only** and it is **NOT** to be sent to Road Safety with the IRP package.

Questions or concerns please advise.

Thanks,
Dale

R. D. (Dale) Somerville, Staff Sergeant
E Division Traffic Services
Program Manager
14200 Green Timbers Way
Mailstop #804
Surrey B.C. V3T 6P3
Phone: 778-290-3670

Fax: 778-290-6071
email: dale.somerville@rcmp-grc.gc.ca

Nagi, Gorav

From: Brian SAMPSON <Brian.Sampson@rcmp-grc.gc.ca>
Sent: June 4, 2015 05:21 PM
To: Nagi, Gorav
Subject: Re: IDAC

Hello,

The next meeting is September 17, at NWPD at 0930.

Cheers
Constable Brian Sampson
Island District/LMD DRE Coordinator

Sent from Black Berry

-----Original Message-----

From: "Nagi, Gorav" <Gorav.Nagi@cbsa-asfc.gc.ca>
To: SAMPSON, Brian <Brian.Sampson@rcmp-grc.gc.ca>

Sent: 6/2/2015 11:43:11 PM
Subject: IDAC

Hi Brian,

I will not be able to attend tomorrow's meeting. Could you please update me with when the next meeting is.

Thanks,

Gorav Nagi

Superintendent, Operations Branch
Canada Border Services Agency / Government of Canada
Gorav.Nagi@cbsa-asfc.gc.ca <<mailto:Gorav.Nagi@cbsa-asfc.gc.ca>> / Tel: (604) 943-2722 / TTY : 866-335-3237
Surintendant, Direction générale des opérations
Agence des services frontaliers du Canada / Gouvernement du Canada
Gorav.Nagi@cbsa-asfc.gc.ca <<mailto:gorav.nagi@cbsa-asfc.gc.ca>> / Tél. : (604) 943-2722 / ATS : 866-335-3237

Nagi, Gorav

From: Liu, Judy
Sent: August 11, 2015 08:51 AM
To: Nagi, Gorav
Subject: RE: CERTIFIED DRY GAS -Calibrations

Good message!

Thanks,

Judy Liu

Regional Program Officer, Operations Branch
Canada Border Services Agency / Government of Canada
judy.liu@cbsa-asfc.gc.ca / Tel: 604-666-1019 / TTY: 866-335-3237

Agente régionale de programme, Direction générale des opérations
Agence des services frontaliers du Canada / Gouvernement du Canada
judy.liu@cbsa-asfc.gc.ca / Tél. : 604-666-1019 / ATS : 866-335-3237

From: Nagi, Gorav
Sent: August 11, 2015 8:47 AM
To: Leblanc, Dana; Jellis, David; Illes, Lesley; Smith, Graham; Gill, Karamjit; Seidel, Sarena; Babakaiff, Chris; Suetta, Darren; Niessen, Scott; Plate, Stephen; Whyte, Michael; Grootjes, David; Palmer, Keith; Schumaker, Farren; Robitaille, Dan; Chanig, Richard; Deacon, Alan; Hardie, Michael; Kearney, Kevin; Velichko, Terry; Frater, Jason; Klassen, Terry; Armstrong, Ryan
Cc: Liu, Judy
Subject: CERTIFIED DRY GAS -Calibrations
Importance: High

Hello Calibrators:

I am just getting this bulletin now, so we are behind. The RCMP requests all calibrations for the Alco-Sensor IV DWF be completed with **CERTIFIED DRY GAS**. When we switched to the new Alco-sensor FST we will continue to use certified dry gas. Please obtain approval from your management before placing an order. The switch should be sooner than later as this bulletin is from December 2014.

Of note Dry Gas cannot be frozen, therefore Davtech only ships during warm weather months.

Thanks,

Gorav Nagi

Superintendent, Operations Branch

Canada Border Services Agency / Government of Canada
Gorav.Nagi@cbsa-asfc.gc.ca / Tel: (604) 943-2722 / TTY : 866-335-3237

Surintendant, Direction générale des opérations
Agence des services frontaliers du Canada / Gouvernement du Canada
Gorav.Nagi@cbsa-asfc.gc.ca / Tél. : (604) 943-2722 / ATS : 866-335-3237

Nagi, Gorav

From: Liu, Judy
Sent: August 11, 2015 08:34 AM
To: Nagi, Gorav
Subject: RE: Please confirm and respond to Brian

Ok – good plan!

Thanks,

Judy Liu

Regional Program Officer, Operations Branch
Canada Border Services Agency / Government of Canada
judy.liu@cbsa-asfc.gc.ca / Tel: 604-666-1019 / TTY: 866-335-3237

Agente régionale de programme, Direction générale des opérations
Agence des services frontaliers du Canada / Gouvernement du Canada
judy.liu@cbsa-asfc.gc.ca / Tél. : 604-666-1019 / ATS : 866-335-3237

From: Nagi, Gorav
Sent: August 11, 2015 8:33 AM
To: Liu, Judy
Subject: RE: Please confirm and respond to Brian

We are going to need it for the new FST regardless and the tanks can only be shipped during warm weather months. So I would say let's get it over with and have people order them.

From: Liu, Judy
Sent: August 11, 2015 8:30 AM
To: Nagi, Gorav
Subject: RE: Please confirm and respond to Brian

Yikes. That will likely be an issue – especially with our O&M budgets cut this fiscal year. It's too bad we didn't have a warning sooner. We're only seeing this Dec 1, 2014 notice now in August. Can we hold off until we get the new FST devices or should we switch over now in advance & get ready. I guess we have to follow suit, right. For consistency.

Judy Liu

Regional Program Officer, Operations Branch
Canada Border Services Agency / Government of Canada
judy.liu@cbsa-asfc.gc.ca / Tel: 604-666-1019 / TTY: 866-335-3237

Agente régionale de programme, Direction générale des opérations
Agence des services frontaliers du Canada / Gouvernement du Canada
judy.liu@cbsa-asfc.gc.ca / Tél. : 604-666-1019 / ATS : 866-335-3237

From: Nagi, Gorav
Sent: August 11, 2015 8:25 AM
To: Liu, Judy
Subject: RE: Please confirm and respond to Brian

I will but I know the chiefs will be concerned with the cost... each tank is approximately 300 or so dollars.

From: Liu, Judy
Sent: August 11, 2015 8:24 AM
To: Nagi, Gorav
Subject: RE: Please confirm and respond to Brian

Oh ok. Then I guess we need to get on it. Can you please make that crystal clear in your email 😊

Thanks!

Judy Liu

Regional Program Officer, Operations Branch
Canada Border Services Agency / Government of Canada
judy.liu@cbsa-asfc.gc.ca / Tel: 604-666-1019 / TTY: 866-335-3237

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Agence des services frontaliers du Canada / Gouvernement du Canada
judy.liu@cbsa-asfc.gc.ca / Tél. : 604-666-1019 / ATS : 866-335-3237

From: Nagi, Gorav
Sent: August 11, 2015 8:23 AM
To: Liu, Judy
Subject: RE: Please confirm and respond to Brian

Ah no we haven't

From: Liu, Judy
Sent: August 11, 2015 8:22 AM
To: Nagi, Gorav
Subject: RE: Please confirm and respond to Brian

Sure Gorav. Sounds good. I hope we're already all using this, but it's a good reminder.

Thanks,

Judy Liu

Regional Program Officer, Operations Branch
Canada Border Services Agency / Government of Canada
judy.liu@cbsa-asfc.gc.ca / Tel: 604-666-1019 / TTY: 866-335-3237

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judy.liu@cbsa-asfc.gc.ca / Tél. : 604-666-1019 / ATS : 866-335-3237

From: Nagi, Gorav
Sent: August 10, 2015 2:11 PM
To: Liu, Judy
Subject: FW: Please confirm and respond to Brian

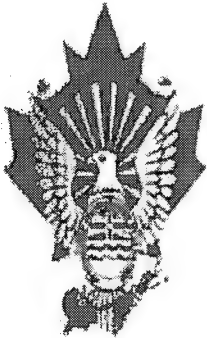
Hi Judy,

RCMP has sent us a bulletin, informing us we need to be using certified dry gas now. I'm going to send this out to all the calibrators if that's ok?

Gorav

From: Brian SAMPSON [<mailto:Brian.Sampson@rcmp-grc.gc.ca>]
Sent: August 6, 2015 9:02 PM
To: Nagi, Gorav
Subject: RE: Please confirm and respond to Brian

Please see attached bulletin.



Constable Brian J. SAMPSON
Provincial Impaired Driving Coord.
Island District DRE Coordinator
320 6th Avenue,
Ladysmith, B.C.
V9G1A2

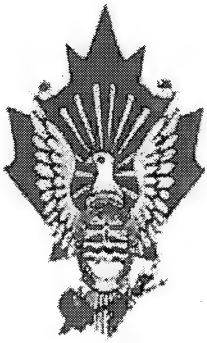
Gendarme Brian J. SAMPSON
Coordonnateur Provincial Conduite avec Facultés Affaiblies
Coordonnateur ERD (Expert en reconnaissance de drogues)
District de l'Île de Vancouver
320, 6e avenue
Ladysmith (C.-B.)
V9G 1A2

>>> "Nagi, Gorav" <Gorav.Nagi@cbsa-asfc.gc.ca> 2015/08/05 6:27 PM >>>

Can we still use uncertified for the Alco-sensor DWF?

From: Brian SAMPSON [<mailto:Brian.Sampson@rcmp-grc.gc.ca>]
Sent: August 5, 2015 6:16 PM
To: Nagi, Gorav
Subject: RE: Please confirm and respond to Brian

Thank you !!



Constable Brian J. SAMPSON
Provincial Impaired Driving Coord.
Island District DRE Coordinator
320 6th Avenue,
Ladysmith, B.C.
V9G1A2

Gendarme Brian J. SAMPSON
Coordonnateur Provincial Conduite avec Facultés Affaiblies
Coordonnateur ERD (Expert en reconnaissance de drogues)
District de l'Île de Vancouver
320, 6e avenue
Ladysmith (C.-B.)
V9G 1A2

>>> "Nagi, Gorav" <Gorav.Nagi@cbsa-asfc.gc.ca> 2015/08/05 4:13 PM >>>

Hi Brian,

We are not using the FST currently.

Gorav Nagi

Superintendent, Operations Branch
Canada Border Services Agency / Government of Canada
Gorav.Nagi@cbsa-asfc.gc.ca / Tel: (604) 943-2722 / TTY : 866-335-3237

Surintendant, Direction générale des opérations
Agence des services frontaliers du Canada / Gouvernement du Canada
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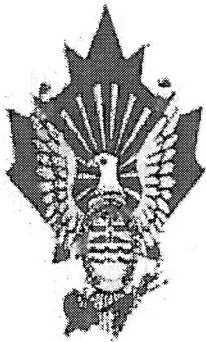
From: Brian SAMPSON [mailto:Brian.Sampson@rcmp-grc.gc.ca]

Sent: August 5, 2015 2:09 PM

To: Nagi, Gorav

Subject: Fwd: Please confirm and respond to Brian

Please see the below message,.... Are you using the Alco-Sensor FST yet??



Constable Brian J. SAMPSON
Provincial Impaired Driving Coord.
Island District DRE Coordinator
320 6th Avenue,
Ladysmith, B.C.
V9G1A2

Gendarme Brian J. SAMPSON
Coordonnateur Provincial Conduite avec Facultés Affaiblies
Coordonnateur ERD (Expert en reconnaissance de drogues)
District de l'Île de Vancouver
320, 6e avenue
Ladysmith (C.-B.)
V9G 1A2

>>> Paul MILNE 2015/08/05 1:36 PM >>>

Please check and confirm and your departments are using only certified dry gas in both the Intx EC IR ii and for accuracy checks with the ASDs. Certified dry gas will have the freeze indicator and a certificate from the RCMP lab. Could one of you make contact with Billie Aadmi at VPD and confirm their gas.

Please respond to Brian asap.

Roy could you check with Nelson PD

Thanks and I will be in contact in a couple of weeks

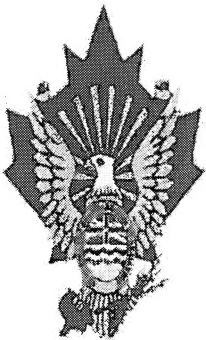
Paul

S/Sgt Paul Milne
Greater Vancouver IRSU

Nagi, Gorav

From: Brian SAMPSON <Brian.Sampson@rcmp-grc.gc.ca>
Sent: July 10, 2015 08:15 AM
To: Nagi, Gorav
Subject: Re: Record Keeping

I think it is 7 years and 2 years after the last court case. I believe that is what we are doing .



Constable Brian J. SAMPSON
Provincial Impaired Driving Coord.
Island District DRE Coordinator
320 6th Avenue,
Ladysmith, B.C.
V9G1A2

Gendarme Brian J. SAMPSON
Coordonnateur Provincial Conduite avec Facultés Affaiblies
Coordonnateur ERD (Expert en reconnaissance de drogues)
District de l'Île de Vancouver
320, 6e avenue
Ladysmith (C.-B.)
V9G 1A2

>>> "Nagi, Gorav" <Gorav.Nagi@cbsa-asfc.gc.ca> 2015/07/10 7:28 AM >>>
Hi Brian,

Do you know how long we need to retain our BAC Datamaster Records?

Gorav Nagi

Superintendent, Operations Branch
Canada Border Services Agency / Government of Canada

Gorav.Nagi@cbsa-asfc.gc.ca / Tel: (604) 943-2722 / TTY : 866-335-3237

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